



IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal Jurisdiction)

Thursday, the Twenty Second day of July Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI
CRIMINAL ORIGINAL PETITION No.12576 of 2021

1 M.GOVINDASAMY
2 V.ANANDAN

[PETITIONERS / ACCUSED]

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
CHETPET POLICE STATION,
THIRUVANNAMALAI DISTRICT.
CRIME NO.574 OF 2021.

[RESPONDENT]

For Petitioner : M/S.S.B.VISWANATHAN Advocate

For Respondent : MR.C.E.PRATAP, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

(The case has been heard through video conference)

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Sections 379 of IPC r/w and 21(1) Mines and Minerals (Development & Regulation) Act, 1957 and Section 3 of Tamilnadu Public Properties (Damages and Loss) Act in Crime No.574 of 2021 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner along with other accused persons were involved in illegal transportation of 1/4 unit of river sand by using Tipper lorry along with tractor and damaged the river bed.

3.The learned counsel appearing for the petitioner submits that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case.



4.The learned Government Advocate (Crl.Side) submits that the petitioner along with other accused persons have illegally transported 1/4 unit of river sand by using Tipper lorry along with tractor and damaged the river bed. Hence he opposed to grant anticipatory bail to the petitioner.

5.This Court is of the opinion that these type of cases are impacting large Magnitude and the petitioner is misusing the discretionary of this Court and continues with the offences affecting the environment and ecology.

6.Accordingly, this Criminal Original Petition is dismissed.

-sd/-
22/07/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE INSPECTOR OF POLICE,
CHETPET POLICE STATION,
THIRUVANNAMALAI DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1CC to M/S. S.B.VISWANATHAN Advocate on payment of necessary charges S.R. NO. 7626

CRL OP.12576/2021

Date :22/07/2021

JPA 28/07/2021